

THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

SHEZ JACKSON,

Plaintiff,

v.

STERLING METS, L.P., JEFFREY  
WILPON AND DAVID COHEN,

Defendants.

Civil Action No. CV 04 5407

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ MAY 19 2006 ★

P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

**STIPULATION OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by and between the parties in the above-captioned action, through their attorneys, that this action is hereby dismissed with prejudice as against Sterling Mets, L.P., Jeffrey Wilpon and David Cohen without costs and attorneys' fees pursuant to Federal Rule of Civil Procedure 41(a)(1).

TUCKNER, SIPSER, WEINSTOCK &  
SIPSER, LLP  
120 Broadway, 18<sup>th</sup> Floor  
New York, NY 10271  
(212) 766-9100

By: \_\_\_\_\_

William J. Sipser  
Jack Tuckner

Counsel for Plaintiff Shez Jackson

O'MELVENY & MYERS LLP  
Times Square Tower  
7 Times Square  
New York, NY 10036  
(212) 326-2000

By: \_\_\_\_\_

Jeffrey I. Kohn (JK 3219)  
Eliza A. Kaiser (EK 2928)

Counsel for Defendants Sterling Mets,  
L.P., Jeffrey Wilpon and David Cohen

SO ORDERED this 17<sup>th</sup> day of May, 2006

United States District Judge